

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

\* \* \*

KEITH ALAN LASKO,

Plaintiff,

v.

HAMPTON AND HAMPTON  
COLLECTIONS, LLC,, et al,

Defendant.

Case No. 2:15-cv-01110-APG-VCF

**Order Accepting Report and  
Recommendation, Denying Plaintiff's  
Motions, and Dismissing Case**

(Dkt. ## 6, 7, 8, 9)

On August 7, 2014, Magistrate Judge Ferenbach entered his Report & Recommendation (Dkt. #6) recommending dismissal of plaintiff's Amended Complaint with prejudice. No objection has been filed to that Report & Recommendation. Thus, I am not required to conduct "any review at all ... of any issue that is not the subject of an objection." *Thomas v. Arn*, 474 U.S. 140, 149 (1985). The Ninth Circuit has confirmed that a district court is not required to review a magistrate judge's report and recommendation where no objection has been filed. *See United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) ("[T]he district judge must review the magistrate judge's findings and recommendations de novo if objection is made, but not otherwise."); *see also Schmidt v. Johnstone*, 263 F.Supp.2d 1219, 1226 (D.Ariz. 2003) (Based on *Thomas* and *Reyna-Tapia*, "district courts are not required to conduct any review at all . . . of any issue that is not the subject of an objection."). Because there is no objection to Magistrate Judge Ferenbach's recommendation, I accept his recommendation.

After Magistrate Judge Ferenbach entered his Report & Recommendation, the plaintiff filed a motion (1) to transfer the case to a different magistrate judge (Dkt. #7) and (2) for permission to serve the defendants (Dkt. #8). Those motions are denied as wholly without basis.

The plaintiff also filed a motion for permission to appeal Magistrate Judge Ferenbach's Report & Recommendation to the Ninth Circuit. (Dkt. #9.) Because the Report & Recommendation was not a final decision, an appeal of that document is not proper. 28 U.S.C. §1291. Therefore,

1 plaintiff's motion for permission to appeal is denied. However, this order constitutes a final  
2 decision that may be appealed. Accordingly, plaintiff may now pursue an appeal if he so chooses.

3 IT IS HEREBY ORDERED that plaintiff's motions **(Dkt. ##7, 8, and 9) are DENIED.**

4 IT IS FURTHER ORDERED that the Report and Recommendation **(Dkt. #6) is accepted,**  
5 **and this case is DISMISSED WITH PREJUDICE.** The clerk of the court shall enter Judgment  
6 accordingly.

7 Dated: September 29, 2015.

8 

9 \_\_\_\_\_  
10 ANDREW P. GORDON  
11 UNITED STATES DISTRICT JUDGE  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28